IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.39139 of 2008
JABBAR MOHAMMAD
Versus
STATE OF BIHAR
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2. **16.10.2008** Heard Shri Bishwanath Pd. Sinha, learned senior counsel for the petitioner and Sri D. Mehta, learned A.P.P.

The case is under sections 364, 302 and 120B of the Indian Penal Code and petitioner Jabbar Mohammad is not named in the F.I.R. As may appear from the rejection order, the material against the petitioner is that the cellular phone registered in the name of the petitioner was found in the possession of co-accused Bhagwan Tiwari and it was found further that the said Bhagwan Tiwari had sent for the vehicle by making a call from that cellular phone. Subsequently the said Bhagwan Tiwari confessed his guilt and some of his accomplice but that confession does not bear the name of the petitioner Jabbar Mohammad.

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The contention is that one such accused, who was named by Bhagwan Tiwari in his confession like Ranjit Kumar has been admitted to bail by me in Miscellaneous petition no.27176 of 2008.

Let petitioner, namely, Jabbar Mohammad, under the above circumstances, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Saran at Chapra in connection with Ekma P.S. case no.21 of 2008.

(Dharnidhar Jha,J)

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